UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

VENTANA MEDICAL SYSTEMS, INC., Plaintiff, v. DAKOCYTOMATION CALIFORNIA INC., Defendant.	Civil Action No. 04-1522-GMS

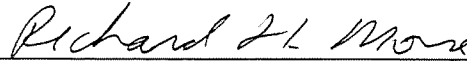## NOTICE OF SERVICE OF THIRD PARTY SUBPOENA

PLEASE TAKE NOTICE that on May 27, 2005 plaintiff Ventana Medical Systems, Inc.

served a subpoena on the following third party:

> Nova Biomedical Corporation
> 200 Prospect Street
> Waltham, MA 02454

and that on May 31, 2005 a copy of that subpoena, together with a copy of this notice, was

caused to be served by hand delivery upon the following counsel of record:

> Timothy Devlin, Esquire
> Fish & Richardson, P.C.
> 919 North Market Street, Suite 100
> P.O. Box 1114
> Wilmington, DE 19899-1114

YOUNG CONAWAY STARGATT & TAYLOR

Richard H. Morse
_____
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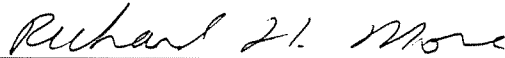San Francisco, CA 94105
(415) 947-2000

DATED: May 31, 2005

WP3:1116785.1   61636.1003

CERTIFICATE OF SERVICE

I, Richard H. Morse, hereby certify that on May 31, 2005, I electronically filed the foregoing document with the Clerk of Court using CM/ECF which will send notification of such filing to the following:

Timothy Devlin, Esquire
Fish & Richardson, P.C.
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